

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

Case No. 08-71705

EVELYN BURGESS,

Chapter 7

Debtor.

Judge Thomas J. Tucker

AMERICREDIT FINANCIAL SERVICES, INC.,

Plaintiff,

v.

Adv. Pro. No. 09-4549

EVELYN BURGESS, *pro se*,

Defendant.

**ORDER VACATING ORDER DISMISSING ADVERSARY PROCEEDING,  
AND REOPENING ADVERSARY PROCEEDING**

On June 1, 2009, the Court entered an “Order Dismissing Adversary Proceeding” (Docket # 19), due to Plaintiff’s failure to appear at the initial scheduling conference and for the failure of the parties to file a Fed.R.Civ.P. 26(f) report 5 days before the initial scheduling conference. After the Order was entered, it came to the Court’s attention that the Clerk erroneously issued *two* notices of an initial scheduling conference — one for June 1, 2009 at 9:00 a.m. and one for June 15, 2009 at 9:00 a.m. (Docket ## 6, 15). Under the circumstances, the Court’s June 1, 2009 Order dismissing this case was entered in error, and will now be vacated. Accordingly,

IT IS ORDERED that this adversary proceeding is reopened.

IT IS FURTHER ORDERED that the Court’s Order Dismissing Adversary Proceeding (Docket # 19) is VACATED, and this adversary proceeding is reinstated.

The Clerk will issue a new notice of an initial scheduling conference, to be held on **June 15, 2009 at 9:00 a.m.**

**Signed on June 01, 2009**

/s/ Thomas J. Tucker  
**Thomas J. Tucker**  
**United States Bankruptcy Judge**